IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 8TH MARCH 2007 / 17TH PHALGUNA 1928

WA.No. 615 of 2007()

AGAINST THE JUDGEMENT/ORDER IN WPC.5616/2007 Dated 05/03/2007
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APPELLANT: PETITIONER

A.ABDUL RASHEED, MANAGER,
S.M.T. U.P. SCHOOL, BADHARIYA U.P.SCHOOL ON UPGRADATION, VELLDHIKKALA, KUNDARA.

BY ADV. SRI.M.V.BOSE

RESPONDENTS/RESPONDENTS:
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1. SHRI SOMARAJAN, HEADMASTER,
GOVERNMENT HIGH SCHOOL, PALLIMON.

2. THE DISTRICT EDUCATION OFFICER,
KOLLAM-13.

3. THE STATE OF KERALA, REP.BY THE
SECRETARY TO GOVERNMENT OF KERALA,
GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM.

BY

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 08/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S. RADHAKRISHNAN(AG.C.J.) & M.N. KRISHNAN,J.

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W.A. NO. 615 OF 2007

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Dated this the 8th day of March, 2007.

J U D G M E N T

Radhakrishnan,(Ag.C.J.)

This writ appeal is preferred against the interim order dated 5/3/07 in I.A.3451/07 in I.A.2895/07 in WPC 5616/07. The learned Single Judge in I.A.3451/07 permitted the students of the petitioner's school studying in standards VIII and IX to write the annual examination in the Government School, Pallimon. The Manager of the school has come up in appeal with a prayer to permit the students of petitioner's school to write the examination in his school itself.

2. We notice the fact that the Government has not yet given recognition for 8th and 9th standards of the petitioner's school. The Government has passed order G.O.(RT) No.4589/04 dated 20th October, 2006 making arrangements for writing the examination of those students who are studying in unrecognized schools. Accordingly, the students of the appellant's school can write the examination in the Government School, Pallimon as well as in the Panchayat schools. We find no reason to disturb that arrangements made by the Government.

3. The District Education Officer, Kollam would see that proper facilities are afforded to the students to write the examinations.

With the above observation, this writ appeal is disposed of.

K.S. RADHAKRISHNAN,
ACTING CHIEF JUSTICE.

M.N. KRISHNAN, JUDGE.

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